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In re Application of
BRONSHTEIN et al.
Serial No.: 10/089,003
PCT No.: PCT/US00/40704
Int. Filing Date: 21 August 2000
Priority Date: 19 August 1999
Attorney's Docket No.: UPTINC.021A
For: PRESERVATION OF BACTERIAL CELLS AT
AMBIENT TEMPERATURES

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: DECISION ON PETITION
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: UNDER 37 CFR 1.137(b)
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The petition to revive under 37 CFR 1.137(b) filed 22 March 2002 in the above-captioned application is hereby **GRANTED** as follows:

Applicant's statement that "the entire delay in completing the national stage application from the deadline to the date of the present petition was unintentional" has been interpreted as meaning that "entire delay in filing the required reply from the due date for the reply until the filing of this petition under 37 CFR 1.137(b) was unintentional" as required by 37 CFR 1.137(b)(3) at the time of filing this petition. If this is an incorrect interpretation in view of the rules, petitioner is required to promptly notify this office.

A review of the application file reveals that the basic national fee of $355 and the required petition fee of $640 have been paid and thus, the requirements of 37 CFR 1.137(b) have been satisfied. Therefore, the request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America.

This application is being forwarded to the National Stage Processing Division of the Office of PCT Operations for continued processing including issuance of a Notification of Missing Requirements indicating that an oath or declaration executed by the inventors and the $65 surcharge (for small entity) for filing the oath or declaration after the thirty month period is required.

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